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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
09/836,988	04/18/2001	Scott Douglas Olmstead	LUC-307/OLMSTEAD 3-1-1-2	9065		
32205	7590 04/21/2006		EXAMINER			
CARMEN B. PATTI & ASSOCIATES, LLC ONE NORTH LASALLE STREET			FOX, BI	FOX, BRYAN J		
44TH FLOC			ART UNIT	PAPER NUMBER		
CHICAGO,			2617			

DATE MAILED: 04/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

## Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
09/836,988	OLMSTEAD ET AL.		
Examiner	Art Unit		

## Communication appears on the cover sheet with the correspondence address  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION FOR THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.  ## CREPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION.		• • • • • • • • • • • • • • • • • • • •	- Lxammer	Air Oint	]				
THE REPLY FILED 11 January 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE  1. The reply was filled after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (vith appeal fee) in compliance with 37 CFR 4.13; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 4.1.14. The reply must be filed within one of the over, however, with the satulory period for reply expires on: (1) the mailing date of the final rejection.  b) The period for reply expires on: (1) the mailing date of the final rejection.  The period for reply expires on: (1) the mailing date of the final rejection.  WONTHS TOTAL REJECTION. See WHEP 706.07(1).  Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WHEP 706.07(1).  Extending of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have seen filed is the date to purposes of destreasment and the corresponding amount of the fee. The appropriate extension fee have seen filed is the date of purpose. If otherwise, the petition under 37 CFR 1.136(a) and the appropriate extension fee have seen filed is the date of purpose. If otherwise, the petition under 37 CFR 1.136(a) and the appropriate extension fee have seen filed is the date of purpose and extension the seen filed of extension and 57 CFR 4.137(a) and the appropriate extension fee under 37 certification and the fee of purpose of the date of the corresponding amount of the fee. The appropriate extension fee under 37 certification and 57 CFR 4.137(a) and the purpose of the date of filing a Notice of Appeal (37 CFR 4.137(a)).  OTHER NOTICE OF APPEAL  1. The Notice of Appeal an			Bryan J. Fox	2617					
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1. ☐ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one or the following replies: (1) an amendment, affdavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 4.1.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) ☐ The period for reply express on: (1) the mailing date of the final rejection.  Examiner Note: If but 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRM, RELECTION. See WHEP 70.67(7).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed in the date for purposes of clearmining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed in the date for purposes of clearmining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed and the proper of the corresponding amount of the fee. The appropriate extension fee have been filed and the filed of purposes of extension date of the shortened statutory period for reply originally set in the final Orlice action, or (2) as set forth in (b) blower; if checked, Any reply reversely the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any visited and the filed within the final Orlice action, or (2) as set forth in (b) blower; if checked, Any reply reversely the Office later than three months after the mailing date of the final rejection, which it is the filed within the time period set forth in 37 CFR 41.37(a).  Solve Filed Any replater for the proper date feet in the filed within the time period									
b) ∑ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.  Examiner Note: (if box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRMA REJECTION. See MPEP 760 607(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have seen lited is the date for purposes of determining the period of extension and the convesponding amount of the fie. The appropriate extension fee have seen lited is the date for purposes of determining the period of extension and the convesponding amount of the fie. The appropriate extension fee have been little in the date for purposes of determining the period of extension and the convesponding amount of the field. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may require any samed patent term adjustment. See 37 CFR 1.704(b).  MOTICE OF APPEAL  2.	1. The reply very this application of the places the (3) a Requ	vas filed after a final rejection, but prior to or o ation, applicant must timely file one of the foll application in condition for allowance; (2) a N est for Continued Examination (RCE) in comp	on the same day as filing a Notice of owing replies: (1) an amendment, a lotice of Appeal (with appeal fee) in	of Appeal. To avoid at affidavit, or other evid- compliance with 37 (	ence, which CFR 41.31; or				
event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.  Examiner Note: If box 1 is checked, check wither box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).  Extensions of time may be obtained under 37 CRR 1.13(e). The date on which the petition under 37 CRR 1.13(e) and the appropriate extension fee have seen filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CRR 1.13(e) and the appropriate extension fee under 37 CRR 1.13(e). The valuable of the propriets extension fee to the shortened statutory period for reply originally set in the final focultor, or (2) as set for thin (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any same patent term adjustment. See 37 CFR 1.704(b).  The Notice of Appeal was filed on									
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2. ☐ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).  AMENDMENTS 3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: (See 37 CFR 1.116 and 41.33(a)). 4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. ☐ Applicant's reply has overcome the following rejection(s): would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) is (or will be) as follows:  Claim(s) allowed: Claim(s) rejected: Claim(s) rejected: Claim(s) withdrawn from consideration: Claim(s) withdrawn from consideration: Claim(s) withdrawn from consideration: Claim(s) withdrawn from consideration in consideration and was not earlier presented. See 37 CFR 1.116(e).  □ ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because the affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the a	peen filed is the da CFR 1.17(a) is cak above, if checked. earned patent term	te for purposes of determining the period of extension culated from: (1) the expiration date of the shortened st Any reply received by the Office later than three month adjustment. See 37 CFR 1.704(b).	and the corresponding amount of the fee. atutory period for reply originally set in the	The appropriate extension of (2)	on fee under 37 as set forth in (b)				
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(a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:									
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Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  Newly proposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed:  Claim(s) objected to:  Claim(s) rejected:  Claim(s) withdrawn from consideration:  AFFIDAVIT OR OTHER EVIDENCE  B The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  D The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.  Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s).				ompliant Amendmen	t (PTOL-324).				
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Claim(s) objected to: Claim(s) rejected: Claim(s) rejected: Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE  8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will <u>not</u> be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.  12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s).	7. For purpor how the no	ses of appeal, the proposed amendment(s): a ew or amended claims would be rejected is pr	)	vill be entered and an	explanation of				
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Continuation of 11. does NOT place the application in condition for allowance because: The Applicant argues the combination of Mills and Ahrens fails to disclose querying the HLR by the GMSC2 for routing information for a destination subscriber upon receiving one of said call requests where the GMSC2 queries the HLR without requiring routing information obtained in response to a query to the another HLR. The Examiner respectfully disagrees. Ahrens is relied upon to disclose call requests directed to the second GMSC, which occurs after a midpoint of migrating subscribers. The applicant further argues the Ahrens only uses one call routing table, whereas the instant application has two HLRs. Mills discloses two HLRs. The Examiner would further like to point out only one HLR was introduced with proper antecedent basis.